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UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

UNITED STATES OF AMERICA, )  
 )  
Plaintiff, )  
 )  
vs. )  
 )  
CLEMENTE HERNANDEZ-GARCIA, )  
 )  
Defendant. )

CASE NO. CR 12-00077 EJD  
CR-09-00097 JW  
STIPULATIONS OF THE PARTIES  
TO CONTINUE STATUS  
CONFERENCE DATE AND  
[PROPOSED] ORDER RE SAME.

Plaintiff United States of America and Defendant Clemente Hernandez-Garcia hereby jointly stipulate to request that the Court continue the next hearing in this case, from July 2, 2012, to July 30, 2012, at 1:30 p.m.

This request is made by Attorney Jerry Fong, who was just appointed as the new counsel for Mr. Hernandez-Garcia on June 25, 2012. Mr. Fong will be gone (out of state) on vacation from July 1, 2012, to July 18, 2012, thereby not available to appear on July 2, as presently scheduled. In addition, he will need some additional time to become familiar with this case so that he can participate meaningfully in the status conference.

The parties jointly request that the Court continue the hearing from July 2, 2012 to July 30, 2012, at 1:30 p.m., and that the time from July 2 to July 30, 2012, be excluded from

1 the Speedy Trial calculations, for effective assistance of counsel.

2  
3 DATED: June 26, 2012

Respectfully submitted,

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6 /S/

7 JERRY Y. FONG, Attorneys for Defendant  
CLEMENTE HERNANDEZ-GARCIA

8  
9 DATED: June 26, 2012

Respectfully submitted,

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11  
12 /S/

13 SAUSA ANN MARIE URSINI, Attorneys for  
Plaintiff UNITED STATES OF AMERICA

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15  
16 ~~PROPOSED~~ ORDER AS MODIFIED

17 Pursuant to the parties' stipulation and good cause appearing herein, it is hereby  
18 ordered that the status conference in this case shall be continued from July 2, 2012, to August  
19 27, 2012 at 1:30 p.m., for effective assistance of counsel (due to new appointment and new  
20 counsel's scheduling conflict). Time between July 2, 2012 and August 27, 2012 shall be  
21 excluded accordingly, for Speedy Trial purposes and calculation. It is so ordered.

22  
23 DATED: 6/27/2012

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25 JUDGE OF THE UNITED STATES  
DISTRICT COURT